

Appl. No. 10/807,365
Response to Office Action of October 23, 2006
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Remarks/Arguments:

I. Introduction

Applicant would like to thank Examiner Novosad for granting a telephone interview to discuss this case on February 22. Distinctions between the Bustos patent and the claimed device were discussed. It was agreed that the amendments presented herein will likely put the claims in condition for allowance.

Upon entry of the present amendment, claims 9-13, 15, and 19-24 will be pending in this application. Claims 1-8 have been cancelled without prejudice. Claims 14 and 18 have both been incorporated into claims 9 and 19, and as such, have been cancelled. New claims 20-24 have been added to depend from claim 19 (these claims correspond to claims 10-13 and 15 that depend from claim 9). Claims 9 and 19 have been amended to clarify that the "top and bottom mounting rail and the upper and lower mounting pin comprise a one-piece wire structure." Claim 9 is also amended to clarify that the shelf is not required to be an adjustable shelf.

II. 35 U.S.C. § 102 and 103

It was discussed that the Bustos patent (U.S. Patent No. 5,205,421) provides a bracketing system is not a one-piece wire structure. By contrast, Applicants claim a shelf that comprises attachment members and mounting pins that are a one-piece structure. The benefits of this system were discussed during the interview.